

Can Library District Boards sign an interlocal agreement?

Hey Tracy,

Sorry it has taken me so long to get back to you. I have reviewed Jim Scheier's email, reviewed various statutes, and attorney general opinions. After reviewing these materials, I am of the opinion that a library district has the same standing as a library board and is not considered a "public agency" as that term is defined. Though the manner in which they are created are different, I do not believe that those differences change the calculus, given the fact that they essentially perform the same purpose and function as a typical library board. I believe that any analysis would focus more on their purpose and function as opposed to the method of creation when determining whether to classify the district board as a public agency. As such, I do not believe that a library district can enter into an interlocal agreement as they do not fall within the definition of the entities that may enter into those types of agreements.

If there is anything else you want me to consider, please let me know.

Thank you,

Jeffrey Doud

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